

IN THE SUPREME COURT OF THE STATE OF MONTANA  
SUPREME COURT CAUSE NO. DA 10-0263

Ed Smith  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

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FILED

JUN 17 2010

Ed Smith  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

IN RE THE MARRIAGE OF:

MATTHEW JOSEPH KRSUL,  
Petitioner and Appellee/  
Cross Appellant,

vs.

**NOTICE OF CROSS-APPEAL**

MARGIE LEE KRSUL n.k.a.  
MARGIE LEE FINE,  
Respondent and Appellant.

NOTICE is given that MATTHEW JOSEPH KRSUL, the Cross-Appellant above-named and who is the Petitioner in that cause of action filed in the Second Judicial District Court in and for the County of Silver Bow, as Cause No. DR-05-154, hereby cross appeals to the Supreme Court of the State of Montana from the final judgment entered in such action on the 4th day of May, 2010.

THE CROSS APPELLANT FURTHER CERTIFIES:

1. That this cross appeal is subject to the mediation process required by M.R.App.P.7. The money judgment being sought by the Cross Appellant is not less than \$5,000.

1. NOTICE OF CROSS APPEAL

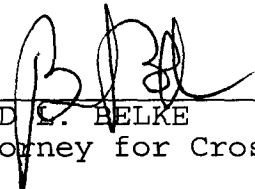
2. That this cross appeal is not an appeal from an order certified as final under M.R.Civ.P. 54(b).

3. That no notice is required by M.R.App.P. 27 because no constitutional question is involved.

4. That the Appellant/Respondent (who incorrectly identified the parties' as Appellant/Defendant and Appellee/Plaintiff in her Notice of Appeal) has failed to order all available transcripts of the proceedings in this cause. The Cross Appellant has previously filed a Motion with the District Court pursuant to Rule 8(3)(b) of the M.R.App.P. requesting an order compelling the Appellant to order all transcripts.

5. That included herewith is the filing fee prescribed by statute.

DATED THIS 15TH DAY OF JUNE, 2010.

  
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BRAD C. BELKE  
Attorney for Cross Appellant

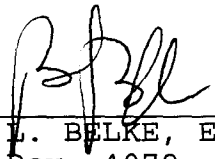
CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF CROSS APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF CROSS APPEAL upon the Clerk of the District Court, each attorney of record, each court reporter from whom a transcript will be ordered, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Clerk of District Court  
Butte-Silver Bow County Courthouse  
155 West Granite  
Butte, Montana 59701

Tina L. Morin  
Attorney at Law  
125 West Granite, Suite 109  
Butte, Montana 59701

Kim Carpenter  
Court Reporter  
Butte-Silver Bow County Courthouse  
155 West Granite  
Butte, Montana 59701

  
\_\_\_\_\_  
BRAD L. BELKE, ESQ.  
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Butte, Montana 59702  
Attorney for Appellant